

State Of Hawaii
DEPARTMENT OF LAND AND NATURAL RESOURCES
Division of State Parks
Honolulu, Hawaii
April 11, 2008

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

SUBJECT: Request for Special Use Permit from The Rotary Club of Volcano to use the Large Pavilion at the Wailoa River State Recreation Area in Hilo, Hawaii for their "Labor Day Lobsters and Silent Auction" Fundraiser

The Rotary Club of Volcano (Rotary) is requesting the use of the large pavilion at the Wailoa River State Recreation Area (Event Site) to hold their "Labor Day Lobsters and Silent Auction" fundraiser (Event) on Sunday, August 31, 2008 (Exhibit A).

The proposed Special Use Permit will be for August 31, 2008 only. The Rotary will pre-sell the tickets for the fundraiser. However, they would also like to have tickets available for sale at the Event, collect advance ticket sale monies and hold their silent auction.

According to their request, the Rotary plans "to serve 1 ½ lb. steamed Maine lobsters, fresh chilled shrimp with cocktail sauce, corn on the cob, chowder, a selection of side salads, Caesar salad, and dessert." The Rotary "will offer draft beer and wine with the meal along with a selection of sodas, fruit drinks, and water. The all-inclusive price for each meal will be \$50. There will be live music and door prizes. The Silent Auction will start at noon and end at 1:30 p.m."

Further, their request states, "The Rotary Club of Volcano has fundraisers throughout the year so that we may request matching grants from Rotary International Foundation. In 2006, we partnered with a Rotary Club in Kojimachi (Tokyo), Japan, and the three other Hilo Rotary Clubs to secure almost \$24,000 for literacy materials for the Volcano School of Arts & Sciences. In 2005, we provided \$17,000 to an orphanage in Goma, Congo, to purchase trundle sewing machines, agricultural equipment, and sanitary latrines for the children there. This year, we will be supporting grants for a water well in Ethiopia, books for an elementary school in Lampang, Thailand, and improvements to the Day Room at Kau Hospital, an ongoing project our club has sponsored for the past two years. Rotary Club of Volcano has also purchased a commercial refrigerator and stove for Cooper Center and done modifications to the storage and counter tops qualifying that kitchen for commercial food preparation. All of these projects require the club to put up money to get matching funds."

The submittal was sent to the Office of Hawaiian Affairs for their review. No comments were received.

RECOMMENDATION:

That the Board approve the issuance of a Special Use Permit to The Rotary Club of Volcano for their fundraiser called, "Labor Day Lobsters and Silent Auction" (Event) to be held at the large pavilion at the Wailoa River State Recreation Area (Event Site) in accordance with the representations above-mentioned and subject to the following conditions whereby the Permittee shall:

1. be allowed to sell tickets on the day of the Event, collect advance ticket sale monies and hold their silent auction; provided, that the sale of alcoholic beverages only is prohibited;
2. provide security for the Event to prevent, among other things, the possession and use of illegal drugs;
3. obtain all necessary County of Hawaii and State of Hawaii permits to include, but not limited to, a liquor license from the Liquor Control Department, County of Hawaii;
4. procure and maintain, at its own cost and expense, in full force and effect throughout the term of this Special Use permit, commercial general liability insurance, in an amount of at least \$1,000,000.00 for each occurrence and \$2,000,000.00 aggregate, with an insurance company or companies licensed to do business in the State of Hawaii. The policy or policies of insurance shall name the State of Hawaii as an additional insured. The insurance shall cover the entire Event Site, including all grounds and all roadways or sidewalks on or adjacent to the Event Site in the use or control of the Permittee;
5. operate food service in compliance with all applicable State Department of Health rules and regulations and the Fire Code of the County of Hawaii;
6. waive any and all claims they may have against the State of Hawaii and its respective officers, agents and employees, and agrees to defend, hold harmless and indemnify the State of Hawaii and its respective officers, agents and employees from any suits, actions and claims arising out of and in any way connected with the activities permitted under the permit;

7. not obstruct or unreasonably interfere with the general public in their normal use of the Wailoa River State Recreation Area;
8. be liable for repairs, replacement and/or payment for any damages incurred at the Event Site during the period of this permit;
9. pay the appropriate large pavilion rental fee together with an applicable refundable deposit and a \$100 per day commercial rental fee;
10. be responsible for clean up of the Event Site at the conclusion of the Event to the satisfaction of the Department;
11. provide supplies (i.e. toilet paper, soap, etc.) in the restrooms as needed, and shall monitor and clean the restroom on an hourly basis during the hours of the Event;
12. direct parking and traffic flow for the Event if required;
13. have the Event held within the confines of the large pavilion;
14. complete its Event, including clean up and vacate the Event Site prior to 12:00 midnight;
15. comply with any other conditions that may be imposed by the Department, the Board of Land and Natural Resources, the Chairperson and/or rule revisions adopted prior to the commencement of the Event.

Respectfully submitted,



Daniel S. Quinn
State Parks Administrator

APPROVED FOR SUBMITTAL:



LAURA H. THIELEN, Chairperson